



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555-0001

October 17, 2016

SECRETARY

IN RESPONSE REFER TO:
FOIA/PA-2016-00155A

Mr. Julian Tarver
(b) (6)

Dear Mr. Tarver:

On behalf of the U.S. Nuclear Regulatory Commission (NRC), I am responding to your letter dated August 30, 2016, to the NRC's Freedom of Information Act (FOIA) Officer. In the letter you appealed "the large amount of redactions and withholding of the records" provided to you in response to your FOIA request dated June 18, 2016 (FOIA 2016-0567). The agency response to your FOIA request cited FOIA Exemption 5, specifically the deliberative process, attorney work product and attorney-client privileges, for withholding the redacted portions of the documents.

The NRC continues to believe that the redactions in the responsive documents provided to you are justified under the deliberative process, attorney work product and attorney-client privileges under FOIA exemption 5. Specifically, the NRC has determined that release of redacted information is necessary to protect the integrity of our internal deliberative process, to protect attorney work product, and to protect confidential attorney-client communications. Accordingly, the NRC is denying your appeal and will continue to withhold the redacted portions of the documents under FOIA exemption 5.

This is the NRC's final decision. As set forth in the FOIA (5 U.S.C. 552(a)(4)(B)), judicial review of this decision is available in a district court of the United States in the district in which you reside or have your principal place of business. Judicial review can also be had in the district in which the agency's records are situated or in the District of Columbia.

The 2007 FOIA amendments created the Office of Government Information Services (OGIS) to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a nonexclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, MD 20740
Email: ogis@nara.gov
Telephone: 202-741-5770
Toll-free: 1-877-684-6448
Fax: 202-741-5769

Sincerely,

A handwritten signature in black ink, appearing to read "Annette Vietti-Cook". The signature is fluid and cursive, with a long horizontal stroke at the end.

Annette L. Vietti-Cook